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1636/16

PATENT
Customer No. 22,852
Attorney Docket No. 1142.0081-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Kathleen H. YOUNG *et al.*)
)
Serial No.: 09/556,390)
)
Filed: April 24, 2000)
)
For: NOVEL CELL SYSTEMS)
HAVING SPECIFIC)
INTERACTION OF PEPTIDE)
BINDING PAIRS)

Group Art Unit: 1636

Examiner: Nancy T. Vogel

RECEIVED

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

OCT 22 2003

TECH CENTER 1600/2900

Sir:

REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. § 1.111

In reply to the Office action mailed July 15, 2003, Applicants submit the following remarks in this request for reconsideration. This request is due by October 15, 2003, and is timely filed.

Claims 1-51 and 53-69 are pending in the application. Claims 1-28 and 57-69 have been allowed. Office action, page 1. Applicants note the Office has determined that all of the pending claims are free of the prior art. *Id.*, page 3

In an Office action mailed March 26, 2002 (Paper No. 13), the Office advised Applicants that the Information Disclosure Statement filed July 28, 2000, fails to comply with 37 C.F.R. § 1.98(a)(2) because nine documents, not submitted with the IDS, could not be located in the file of this application or the parent application files. See Office

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action mailed March 26, 2002, page 2. Applicants have obtained copies of these nine documents, which they re-submit herewith as a courtesy to the Office. They respectfully request that the Office indicate on the record that these documents have been considered.

Claims 29-51 and 53-56 stand rejected under the doctrine of obviousness-type double patenting over claims 1-12, 25-33, 35, and 36 of related U.S. Patent No. 5,989,808 in view of U.S. Patent No. 5,580,979 to Bachovin ("Bachovin"). Office action, page 2. In addition, claims 29-51 and 53-56 have been provisionally rejected for obviousness-type double patenting over claims 49-60, 73-81, 83, and 84 of copending application no 09/714,258 ("the '258 application") in view of Bachovin. *Id.*, page 3. Although as of this date the '258 application has not issued, Applicants paid the issue fee on September 24, 2003.

Applicants traverse these rejections. However, to advance this case to allowance they submit the enclosed terminal disclaimer. In view of this submission, Applicants request that the Office reconsider and withdraw these rejections.

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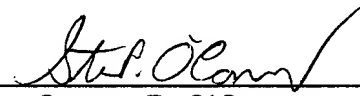
CONCLUSION

In view of the above remarks, Applicants submit that this application is in condition for allowance. An early and favorable response from the Office is earnestly solicited.

Please grant any extensions of time required to enter this Amendment and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

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By: 
Steven P. O'Connor
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Dated: October 15, 2003

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